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US District Court Electronic Case Filing System
District of Utah (Southern Region)
CRIMINAL DOCKET FOR CASE #: 4:21-mj-00075-PK-1

Case title: USA v. Pence

Date Filed: 10/27/2021

Assigned to: Magistrate Judge Paul Kohler

Defendant (1)

Christopher Pence

represented by **Robert K. Hunt**
FEDERAL PUBLIC DEFENDER
DISTRICT OF UTAH
46 W BROADWAY STE 110
SALT LAKE CITY, UT 84101
(801)524-4010
Email: robert_hunt@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

18:1958-7471.F Use of Interstate
Commerce Facilities in the Commission of
Murder-For-Hire

Disposition

Notice Party

Pretrial Noticing

represented by **Pretrial Noticing**

Email:

utpml_Pretialnoticing@utp.uscourts.gov

PRO SE

Plaintiff

USA

represented by **Stephen Patrick Dent**
 US ATTORNEY'S OFFICE
 20 N MAIN ST STE 208
 ST GEORGE, UT 84770
 435-680-4421
 Email: stephen.dent@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Date Filed	#	Docket Text
10/27/2021	<u>1</u>	Arrest (Rule 5) of Christopher Pence Warrant out of the USDC Northern District of New York. Assigned to Magistrate Judge Paul Kohler (jlh) (Entered: 10/27/2021)
10/27/2021	<u>2</u>	ORDER SETTING HEARING as to Christopher Pence Initial Appearance - Rule 5 set for 10/28/2021 at 09:00 AM in Room 2B (St George) before Magistrate Judge Paul Kohler. Signed by Magistrate Judge Paul Kohler on 10/27/2021.(jlh) (Entered: 10/27/2021)
10/27/2021	<u>3</u>	ORDER SETTING HEARING as to Christopher Pence Initial Appearance - Rule 5 set for 11/1/2021 at 10:00 AM in Room 2B (St George) before Magistrate Judge Paul Kohler. (hearing changed from 10/28 to 11/1 due to jail location) Signed by Magistrate Judge Paul Kohler on 10/27/2021.(jlh) (Entered: 10/27/2021)
10/28/2021	<u>4</u>	ORDER SETTING HEARING as to Christopher Pence Initial Appearance - Rule 5 set for 10/29/2021 at 09:00 AM in Room 2B (St George) before Magistrate Judge Paul Kohler. Signed by Magistrate Judge Paul Kohler on 10/28/2021.(jlh) (Entered: 10/28/2021)
10/29/2021	<u>5</u>	Minute Entry for proceedings held before Magistrate Judge Paul Kohler: Initial Appearance in Rule 5/5.1 Proceedings as to Christopher Pence held on 10/29/2021. Defendant present with counsel and in custody. Defendant waives right to personal appearance for purposes of this hearing. Defendant requests counsel. Financial Affidavit to be submitted. Court appoints FPD counsel, Robb Hunt. Defendant is advised of rights. Defendant waives identity hearing. Defendant acknowledges identity on the record. Government is seeking detention in this matter. Detention hearing set. The Court orders defendant detained in USMS custody pending further order. Detention Hearing set for 11/1/2021 at 10:00 AM in Room 2B (St George) before Magistrate Judge Paul Kohler. Attorney for Plaintiff: Stephen Dent, Attorney for Defendant: Robb Hunt, FPD. Interpreter: Not Needed. Probation Officer: Devin Dalton. Court Reporter: Electronic. (Time Start: 8:58, Time End: 9:05, Room 2B St. George.) (jlh) (Entered: 10/29/2021)
10/29/2021	<u>6</u>	DOCKET TEXT ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Christopher Pence No attached document. Representation shall continue for any post-sentencing activities initiated by the US

		Probation Office. Signed by Magistrate Judge Paul Kohler on 10/29/2021.(jlh) (Entered: 10/29/2021)
10/29/2021	<u>7</u>	ORDER OF TEMPORARY DETENTION as to Christopher Pence Signed by Magistrate Judge Paul Kohler on 10/29/2021.(jlh) (Entered: 10/29/2021)
11/01/2021	<u>8</u>	**SEALED DOCUMENT** PRETRIAL SERVICES REPORT as to Christopher Pence (rmd) (Entered: 11/01/2021)
11/01/2021	<u>9</u>	Minute Entry for proceedings held before Magistrate Judge Paul Kohler: Status Conference as to Christopher Pence held on 11/1/2021. Defendant present with counsel and in custody. After consulting with counsel and being advised of rights, defendant waives personal appearance for this hearing. Counsel for defendant request continuance. Government does not object. Court grants motion. Detention Hearing set for 11/3/2021 at 11:00 AM in Room 2B (St George) before Magistrate Judge Paul Kohler. Attorney for Plaintiff: Stephen Dent, Attorney for Defendant: Paul Riddle, FPD. Interpreter: Not Needed. Probation Officer: Devin Dalton. Court Reporter: Electronic. (Time Start: 10:03, Time End: 10:08, Room 2B St. George.) (jlh) (Entered: 11/01/2021)
11/03/2021	<u>10</u>	Minute Entry for proceedings held before Magistrate Judge Paul Kohler: Status Conference as to Christopher Pence held on 11/3/2021. Government is seeking detention. The defendant reserves his right to a detention hearing in the District of Offense. The court orders the defendant detained and remanded to the USMS custody for transportation to the charging district. Attorney for Plaintiff: Stephen Dent, Attorney for Defendant: Robb Hunt, CJA. Interpreter: Not Needed. Probation Officer: Devin Dalton. Court Reporter: Electronic. (Time Start: 10:57, Time End: 11:08, Room 2B St. George.) (jlh) (Entered: 11/04/2021)
11/04/2021	<u>11</u>	WAIVER of Rule 5(c)(3) Hearing by Christopher Pence (jlh) (Entered: 11/04/2021)
11/04/2021	<u>12</u>	COMMITMENT TO ANOTHER DISTRICT as to Christopher Pence. Defendant committed to District of Northern District of New York. Signed by Magistrate Judge Paul Kohler on 11/3/2021.(jlh) (Entered: 11/04/2021)
11/04/2021	<u>13</u>	NOTICE OF TRANSMITTAL that case 4:21-mj-00075 has been transferred to Northern District of New York per order entered 11/3/2021. Docket sheet and documents attached. Your case number 1:21-mj-511-DJS. (If you require certified copies of any documents, please send a request to utdecf_clerk@utd.uscourts.gov. If you wish to designate a different email address for future transfers, send your request to InterDistrictTransfer_TXND@txnd.uscourts.gov.) sent. (jlh) (Entered: 11/04/2021)
11/08/2021		Notice of Appearance. U.S. Probation and Pretrial Services hereby advises the Court that Pretrial Noticing should be added to this case as to Christopher Pence (kk) (Entered: 11/08/2021)

AO 466A (Rev. 12/17) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the

___ District of Utah ___

United States of America

v.

Case No. 4:21-mj-00075-PK

Christopher Pence

Defendant

Charging District's Case No. 1:21-mj-511-DJS

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)I understand that I have been charged in another district, the (name of other court) Northern District of New York

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand.
- (5) a hearing on any motion by the government for detention;
- (6) request a transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☒ an identity hearing and production of the warrant.
- ☒ a preliminary hearing.
- ☒ a detention hearing.
- ☒ an identity hearing, production of the judgment, warrant, and warrant application, and any preliminary or detention hearing to which I may be entitled in this district. I request that my ☒ preliminary hearing and/or ☐ detention hearing be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date:

11/3/2021

Paul D. Riddle for Christopher Pence

Defendant's signature

Paul D. Riddle

Signature of defendant's attorney

Paul D. Riddle

Printed name of defendant's attorney

AO 94 (Rev. 06/09) Commitment to Another District

UNITED STATES DISTRICT COURT

for the

District of Utah

FILED IN UNITED STATES DISTRICT COURT DISTRICT OF UTAH

NOV 03 2021

United States of America

v.

Christopher Pence

Defendant

BY D. MARK JONES, CLERK
DEPUTY CLERK

Case No. 4:21-mj-00075 PK

Charging District's

Case No. 1:21-mj-511-DJS

COMMITMENT TO ANOTHER DISTRICT

The defendant has been ordered to appear in the Northern District of New York, (if applicable) division. The defendant may need an interpreter for this language:


The defendant: ☐ will retain an attorney.

☒ is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

IT IS ORDERED: The United States Marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States Marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date: 11/3/2021


Judge's signature

Magistrate Judge Paul Kohler

Printed name and title